

SOUTHERN DISTRICT OF FLORIDA

Steven M. Larimore  
Court Administrator • Clerk of Court

701 Clematis Street  
West Palm Beach, Florida 33401  
(561) 803-3400  
FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT, N.Y.

TRANSMITTAL LETTER

TO: CLERK OF THE COURT, UNITED STATES DISTRICT COURT  
NEW YORK EASTERN DISTRICT COURT (BROOKLYN)  
225 CADMAN PLAZA EAST, ROOM 118S  
BROOKLYN, NY 11201-1818

BROOKLYN OFFICE

RE: USA v TIMOTHY GLASS (NGG)  
Case No. CR10-195  
SD/FL Case No. 10-8085-JMH

FILED by TM D.C.  
APR - 7 2010  
STEVEN M. LARIMORE  
CLERK U.S. DIST. CT.  
S.D. OF FLA. - W.P.B.

DATE:

=====

The above-mentioned cause has been transferred to your jurisdiction pursuant to Rule 40  
Please find enclosed the following documents:

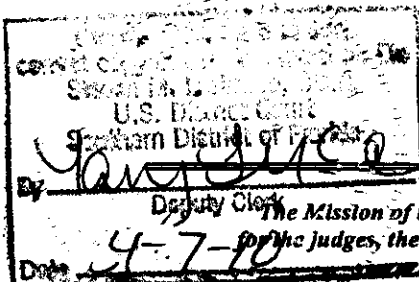
\_\_\_\_\_ Original file  
  X   Certified File  
\_\_\_\_\_ Magistrate Proceedings -Original Pleadings

CASH Bond Amount \$ \_\_\_\_\_  
(Note: Cash is not included in this transmittal and will  
be forwarded at a later date from the Financial Section)

Kindly acknowledge receipt of these documents by RECEIVE STAMPING the enclosed copy of this letter and sending it to:

UNITED STATES DISTRICT COURT  
CLERK OF COURT c/o Tanya McClendon  
701 CLEMATIS STREET, ROOM 202  
WEST PALM BEACH, FLORIDA 33401

Yours sincerely  
By Tanya McClendon  
Tanya McClendon, Deputy Clerk



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDAFILED by 12 D.C.

APR 01 2010

STEVEN M. LARIMORE  
CLERK, U.S. DIST. CT.  
S.D. OF FLA. - W.F.B.

## REPORT COMMENCING CRIMINAL ACTION

UNITED STATES OF AMERICA

CASE #

10-8085-JMH

VS

Timothy Glass

PRISONER #

73703004

TO: CLERK'S OFFICE, UNITED STATES DISTRICT COURT: (CIRCLE ONE)

MIAMI

FT. LAUDERDALE

WEST PALM BEACH

FT. PIERCE

ALL ITEMS ARE TO BE COMPLETED - INFORMATION NOT APPLICABLE OR  
UNKNOWN TO BE INDICATED BY "N/A":

1) DATE AND TIME OF ARREST:

3/26/10 5:55am

2) LANGUAGE(S) SPOKEN:

English

3) OFFENSE (S) CHARGED:

18 USC 1951 Hobbs Act

4) U.S. CITIZEN

☒ YES☐ NO☐ UNKNOWN

5) DATE OF BIRTH:

    - 1963

6) TYPE OF CHARGING DOCUMENT: (CHECK ONE)

☒ INDICTMENT CR10-195☐ COMPLAINT TO BE FILED/ALREADY FILED☐ BENCH WARRANT FOR FAILURE TO APPEAR☐ PROBATION VIOLATION WARRANT☐ PAROLE VIOLATION WARRANT

ORIGINATING DISTRICT:

Eastern District NYCOPY OF WARRANT LEFT WITH BOOKING OFFICER ☒ YES ☐ NO

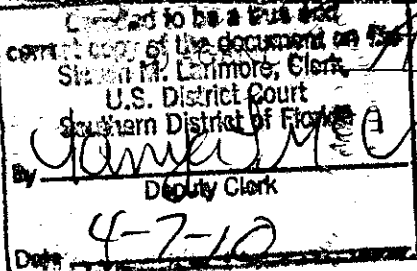
7) AMOUNT OF BOND:

WHO SET BOND:

ARRESTING/PROCESSING AGENT:

Shawn Edmonds

DATE:

3/26/10

PHONE:

917 572-8309

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 10-8085-JMH

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TIMOTHY GLASS,

Defendant.

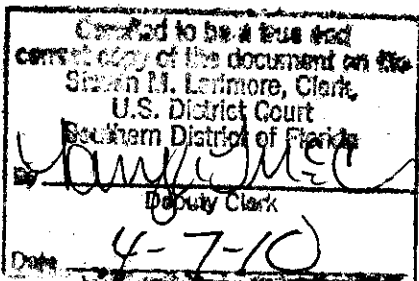
NOTICE OF ASSIGNMENT

The above captioned case has been re-assigned to the Assistant Federal Public Defender specified below.

Please send all notices and inquiries to this attorney at the address listed below.

KATHLEEN M. WILLIAMS  
FEDERAL PUBLIC DEFENDER

s/ Samuel J. Smargon  
Samuel J. Smargon  
Assistant Federal Public Defender  
Attorney for Defendant  
Florida Bar No. 150230  
450 South Australian Avenue, Suite 500  
West Palm Beach, Florida 33401  
Phone: (561) 833-6288  
Fax: (561) 833-0368  
Email: [Samuel.Smargon@FD.org](mailto:Samuel.Smargon@FD.org)



**SERVICE LIST**  
**UNITED STATES OF AMERICA v. TIMOTHY GLASS**  
**Case No. 10-8085-JMH**

Nancy Quinlan  
[Nancy.quinlan@usdoj.gov](mailto:Nancy.quinlan@usdoj.gov)  
Assistant United States Attorney  
500 S Australian Avenue, Suite 400  
West Palm Beach, Florida 33401  
Phone: 561.820.8711  
Fax: 561.820.8777  
Attorney for Plaintiff

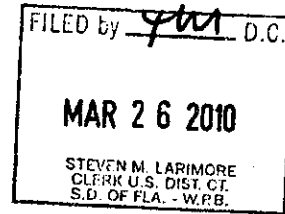
UNITED STATES OF AMERICA  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 10-8085-JMH

UNITED STATES OF AMERICA,  
Plaintiff,

v.

TIMOTHY GLASS,  
Defendant.



**WARRANT OF REMOVAL**

A(n) \_\_\_\_\_ Complaint  
        x   Indictment  
      \_\_\_\_\_ Information  
      \_\_\_\_\_ Probation Violation Warrant  
      \_\_\_\_\_ Supervised Release Violation Warrant  
      \_\_\_\_\_ Bench Warrant  
      \_\_\_\_\_ Violation of Bond

having been filed in the EASTERN DISTRICT OF NEW YORK Charging the above named defendant with 18:1951, and the defendant having

  X   been arrested  
      \_\_\_\_\_ surrendered

in the Southern District of Florida, having had an initial appearance before the Court and having:

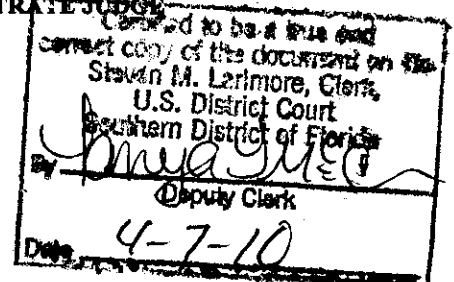
  X   waived further hearing  
      \_\_\_\_\_ been given a hearing in accordance  
              with Fed.R.Crim.P. 40.

having not posted the bail as set by the Court, the defendant is hereby committed to the custody of the United States Marshal for removal to the District where the charge is pending and delivery to the United States Marshal for that District or his lawfully authorized representative.

**DONE AND ORDERED** at West Palm Beach, Florida this 26th day of March, 2010.

  
JAMES M. HOPKINS  
UNITED STATES MAGISTRATE JUDGE

c: AUSA  
Defense  
Pretrial Services  
US Probation  
U.S. Marshal (2 certified copies)



AO 466 (Rev. 3/01) Waiver of Rule 40 Hearings

FILED by mm D.C.

## United States District Court

MAR 26 2010

Southern

DISTRICT OF

Florida

STEVEN M. LAPIMORE  
CLERK U.S. DIST. CT.  
S.D. OF FLA. - W.R.B.

UNITED STATES OF AMERICA

WAIVER OF RULE 40 HEARINGS  
(All Criminal Cases)v.  
Timothy Glass  
Defendant

JUDGE:

CASE NUMBER:

I understand that charges are pending in the Eastern District of New York  
alleging violation of 18:1951 and that I have been arrested in this district and  
(Title and Section / Probation / Supervised Release)

taken before a United States magistrate judge, who has informed me of the charge(s) and my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;

- Check one only -

☐ EXCLUDING PROBATION OR SUPERVISED RELEASE CASES:

- (3) a preliminary examination (unless an indictment has been returned or information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held in this district or the district of prosecution; and
- (4) request transfer of the proceedings to this district under Rule 20, Fed. R. Crim. P., in order to plead guilty.

☒ PROBATION OR SUPERVISED RELEASE CASES:

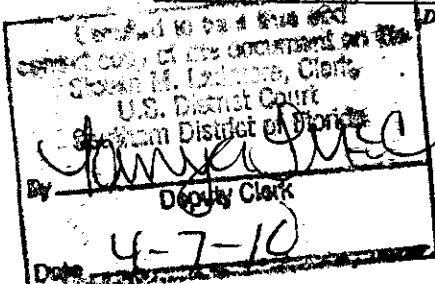
- (3) a preliminary examination (if the violation charged allegedly occurred in this district, and I am held in custody solely on that charge) to determine whether there is probable cause to believe I have violated the terms of my probation/supervised release; and
- (4) a hearing under Rule 46 (c), Fed. R. Crim. P., in which I have the burden of establishing my eligibility for release.

## I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- ☒ identity hearing
- ☐ preliminary examination
- ☐ identity hearing and have been informed I have no right to a preliminary examination
- ☐ identity hearing but request a preliminary examination be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Defendant

Defense Counsel



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

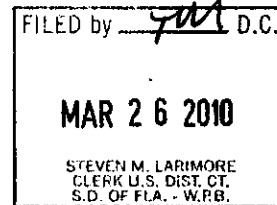
CASE NO. 10-8085-JMH

UNITED STATES OF AMERICA

Plaintiff,

v.

TIMOTHY GLASS,  
Defendant.



ORDER ON INITIAL APPEARANCE

AUSA Janice LeClainche Language English  
Agent ATF SA Sara Connor Tape No. JMH-10-19-2622  
DAR:10:14:55

The above-named defendant having been arrested on 3/26/10 having appeared before the court for initial appearance on 3/26/2010 and proceedings having been held in accordance with Fed.R.Cr.P. r. 5 or 40(a), it is thereupon

**ORDERED** as follows:

1. \_\_\_\_\_ appeared as permanent counsel of record.  
Address: \_\_\_\_\_  
Zip Code: \_\_\_\_\_ Telephone: \_\_\_\_\_
2. **Federal Public Defender** appointed as permanent counsel of record.  
Address: \_\_\_\_\_  
Zip Code: \_\_\_\_\_ Telephone: 561-833-6288
3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 a.m. on \_\_\_\_\_, 2010.
4. \_\_\_\_\_ hearing is set for \_\_\_\_\_, 2010.
5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because defendant ordered removed back to the EDNY.  
A **Detention Hearing**, pursuant to 18 U.S.C. Section 3142(f), is set for \_\_\_\_\_ 2010.
6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:  
\_\_\_\_\_  
\_\_\_\_\_

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

- Certified to be a true and  
 correct copy of the document on file  
 Steven M. Larmore, Clerk  
 U.S. District Court  
 Southern District of Florida  
 By [Signature]  
 Deputy Clerk  
 Date 4-7-10



## COURT MINUTES

Case 9:10-mj-08085-JMH Document 2 Entered on FLSD Docket 03/26/2010 Page 1 of 1

U.S. MAGISTRATE JUDGE JAMES M. HOPKINS DATE: 3/26/2010 TIME: 10:00 AMDEFT: TIMOTHY GLASS (J) ✓CASE NO: 10-8085-JMHAUSA: SHANIEK MAYNARD Nancy Gunkel ATTY: FPDAGENT: ATF SA SARA CONNORVIOL: Removal to the Eastern District of New YorkPROCEEDING: INITIAL HEARING ON REMOVAL ✓BOND RECOMMENDATION: PTD (REQUESTED BY GOVT.)BOND/PTD HEARING HELD - yes / (no)LANGUAGE: ENGLISH

BOND SET @ \_\_\_\_\_

PRISONER NO. \_\_\_\_\_

- ☐ All Standard Conditions.
- ☐ Surrender / or do not obtain passports / travel documents
- ☐ Rpt to PTS as directed / or \_\_\_\_\_ x's a week/month by phone; \_\_\_\_\_ x's a week/month in person
- ☐ Refrain from excessive use of alcohol
- ☐ Participate in a mental health assessment and treatment
- ☐ Random urine testing by Pretrial Services and/or treatment as deemed necessary
- ☐ Not to encumber property.
- ☐ Maintain or seek full - time employment/education.
- ☐ No contact with victims / witnesses.
- ☐ No firearms.
- ☐ May Not visit Transportation Establishments.
- ☐ Travel extended to: \_\_\_\_\_
- ☐ Home Confinement/Electronic Monitoring/Curfew \_\_\_\_\_ paid by \_\_\_\_\_
- ☐ Other \_\_\_\_\_

Disposition: Deft present / sworn

Deft advised of charges & Rights

Deft questioned regarding appointment of counsel.

Deft found to be indigent + FPD appointed

Govt Request 3 Days

Deft waives Identity & Bond. No Bond Hearing Held

Court orders the Deft removed

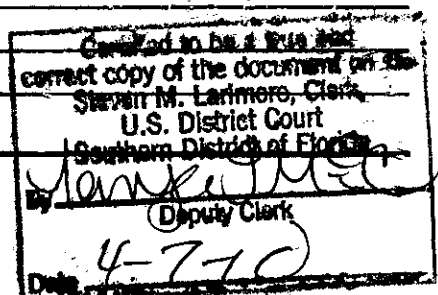
FILED by [Signature] D.C.NEXT COURT APPEARANCE: \_\_\_\_\_ DATE: \_\_\_\_\_ TIME: \_\_\_\_\_ JUDGE: MAR 27 2010 PLACE: \_\_\_\_\_

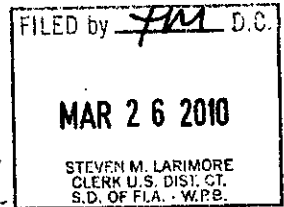
REPORT RE COUNSEL: \_\_\_\_\_

PTD/BOND HEARING: \_\_\_\_\_

PRELIM/ARRAIGN. OR REMOVAL: \_\_\_\_\_

STATUS CONFERENCE: \_\_\_\_\_

TAPE No. JMH 10-19 Begin: 2622 TIME IN COURT: 5 minsDAR: 10:14:55



JAJ:AK  
F.#2009R01146

CLERK'S OFFICE  
DISTRICT COURT E.D.N.Y.

MAR 16 2010

BROOKLYN OFFICE

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

10-8085-JMH

UNITED STATES OF AMERICA

- against -

TIMOTHY GLASS,  
also known as "T,"

Defendant.

INDICTMENT

CR 10-195

(Title 18, U.S.C.,  
§§ 924(c)(1)(A)(i),  
924(c)(1)(A)(ii),  
1951, 2 and 3551 et seq.)

GARAUFIS, J.

THE GRAND JURY CHARGES:

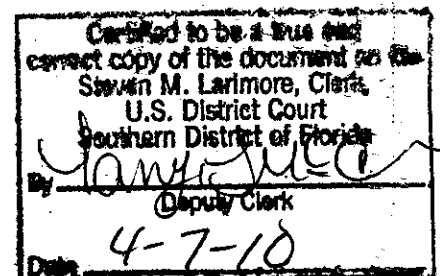
COUNT ONE

(Hobbs Act Robbery Conspiracy)

POHORELSKY, M.J.

On or about January 15, 2009, within the Eastern District of New York, the defendant TIMOTHY GLASS, also known as "T," together with others, did knowingly and intentionally conspire to obstruct, delay and affect commerce and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of John Doe #1, the owner of a business located in Queens, New York, whose identity is known to the Grand Jury, of marijuana and United States currency.

(Title 18, United States Code, Sections 1951 and 3551 et seq.)



COUNT TWO  
(Hobbs Act Robbery Attempt)

On or about January 15, 2009, within the Eastern District of New York, the defendant TIMOTHY GLASS, also known as "T," together with others, did knowingly and intentionally attempt to obstruct, delay and affect commerce and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of John Doe #1, the owner of a business located in Queens, New York, whose identity is known to the Grand Jury, of marijuana and United States currency.

(Title 18, United States Code, Sections 1951, 2 and 3551 et seq.)

COUNT THREE  
(Brandishing a Firearm During Crime of Violence)

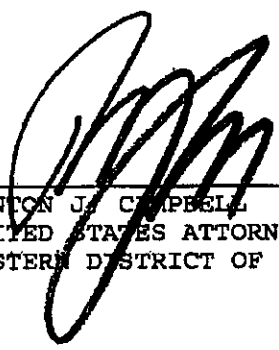
On or about January 15, 2009, within the Eastern District of New York, the defendant TIMOTHY GLASS, also known as "T," did knowingly and intentionally use and carry a firearm during and in relation to one or more crimes of violence, to wit: the crimes charged in Counts One and Two, and did knowingly and

intentionally possess said firearm in furtherance of said crimes of violence, which firearm was brandished.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 2 and 3551 et seq.)

A TRUE BILL

  
FOREPERSON

  
BENTON J. CAMPBELL  
UNITED STATES ATTORNEY  
EASTERN DISTRICT OF NEW YORK

E #200901146

No.

**UNITED STATES DISTRICT COURT**

*EASTERN District of NEW YORK*

CRIMINAL DIVISION

**THE UNITED STATES OF AMERICA**

vs.

*Timothy Glass, also known as "T."*

Defendant.

**INDICTMENT**

(T. 18, U.S.C., §§ 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 1951, 2 and 3551 et seq.)

*A true bill.*

*Foreman*

Filed in open court this \_\_\_\_\_ day,

of \_\_\_\_\_ A.D. 20 \_\_\_\_\_

Clerk

Bail, \$ \_\_\_\_\_

*All Kazemi, Assistant United States Attorney, (718) 254-6171*

|   |  |
|---|--|
| FILED by <u>FM</u> D.C.   |  |
| MAR 26 2010   |  |
| STEVEN M. LARIMORE<br>CLERK U.S. DIST. CT.<br>S.D. OF FLA. - W.P.B. |  |

**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF NEW YORK**

10-8085-JMH

UNITED STATES OF AMERICA

v.

Timothy Glass, also known as "T,"

WARRANT FOR ARREST

CR 10 - 195

DEFENDANT.

CASE NUMBER:

TO: ATF Special Agent Shawn Edmonds, and any Authorized United States OfficialYOU ARE HEREBY COMMANDED to arrest Timothy Glass, also known as "T"  
Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

☒ Indictment ☐ Information ☐ Complaint ☐ Order of Court ☐ Violation Notice ☐ Probation Violation Petition

charging him or her with (brief description of offense)

Hobbs Act Robbery ConspiracyIn violation of Title 18United States Code, Section(s) 1951The Honorable Andrew L. CarterUnited States Magistrate Judge

Name of Issuing Officer

Title of Issuing Officer

Signature of Issuing Officer

March 16, 2010, Brooklyn, New York

Date and Location

Bail fixed at \$ \_\_\_\_\_

By \_\_\_\_\_

**RETURN**

This warrant was received and executed with the arrest of the above-named defendant at \_\_\_\_\_

| DATE RECEIVED  | NAME AND TITLE OF ARRESTING OFFICER | SIGNATURE OF ARRESTING OFFICER |
|----------------|-------------------------------------|--------------------------------|
| DATE OF ARREST |                                     |                                |

**U.S. District Court  
Southern District of Florida (West Palm Beach)  
CRIMINAL DOCKET FOR CASE #: 9:10-mj-08085-JMH All Defendants  
Internal Use Only**

Case title: USA v. Glass

Date Filed: 03/26/2010

Date Terminated: 03/26/2010

Assigned to: Magistrate Judge James  
M. Hopkins

**Defendant (1)**

**Timothy Glass**

73703-004

YOB: 1963

TERMINATED: 03/26/2010

also known as

T

TERMINATED: 03/26/2010

represented by **Samuel J. Smargon**

Federal Public Defender's Office

450 S Australian Avenue

Suite 500

West Palm Beach, FL 33401

561-833-6288

Fax: 561-833-0368

Email: samuel\_smargon@fd.org

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

*Designation: Public Defender*

*Appointment*

**Noticing FPD-WPB**

Email: wpb\_ecf@fd.org

TERMINATED: 03/29/2010

**ATTORNEY TO BE NOTICED**

*Designation: Public Defender*

*Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

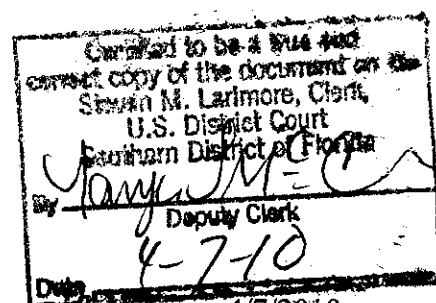
**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None












**Complaints**

REMOVAL TO EDNY

**Disposition****Plaintiff**

USA

represented by **Nancy Vorpe Quinlan**  
 United States Attorney's Office  
 500 South Australian Avenue  
 Suite 400  
 West Palm Beach, FL 33401  
 561-820-8711  
 Fax: 820-8777  
 Email: nancy.quinlan@usdoj.gov  
**ATTORNEY TO BE NOTICED**

| <b>Date Filed</b> | <b>#</b>  | <b>Docket Text</b>  |
|-------------------|---|---|
| 03/26/2010        | <a href="#"> 1</a>   | Magistrate Removal of Indictment from the Eastern District of New York as to Timothy Glass Case number in the other District CR 10-195 as to Timothy Glass. (tmn) (Entered: 03/26/2010)   |
| 03/26/2010        | <a href="#"> 2</a>   | Minute Entry for proceedings held before Magistrate Judge James M. Hopkins: Initial Appearance in Rule 5(c)(3)/Rule 40 Proceedings as to Timothy Glass held on 3/26/2010. Defendant waives identity and bond hearing. Court orders the defendant removed. (Digital 10:14:55) (Tape #JMH-10-19-2622) (tmn) (Entered: 03/26/2010) |
| 03/26/2010        | <a href="#"> 3</a> | Order on Initial Appearance as to Timothy Glass for proceeding held on 3/26/2010 Attorney Noticing FPD-WPB for Timothy Glass added for the defendant. Tape #JMH-10-19-2622 (Digital 10:14:55). Signed by Magistrate Judge James M. Hopkins on 3/26/2010. (tmn) (Entered: 03/26/2010)  |
| 03/26/2010        | <a href="#"> 4</a> | WAIVER of Rule 5(c)(3)/Rule 40 Hearing by Timothy Glass (tmn) (Entered: 03/26/2010)   |
| 03/26/2010        | <a href="#"> 5</a> | WARRANT of Removal Issued by Magistrate Judge James M. Hopkins on 3/26/2010 to the Eastern District of New York as to Timothy Glass. (tmn) (Entered: 03/26/2010)  |
| 03/26/2010        | <a href="#"> 5</a> | Arrest of Timothy Glass (kza) (Entered: 04/01/2010)   |
| 03/29/2010        | <a href="#"> 6</a> | Notice of Assignment of Assistant Federal Public Defender as to Timothy Glass. Attorney Samuel J. Smargon added. Attorney Noticing FPD-WPB terminated. (Smargon, Samuel) (Entered: 03/29/2010)  |
| 04/01/2010        | <a href="#"> 7</a> | Report Commencing Criminal Action as to Timothy Glass - YOB: **/**/1963 Prisoner #: 73703-004 (kza) (Entered: 04/01/2010)   |
| 04/07/2010        | <a href="#"> 8</a> | Transmittal Letter as to Timothy Glass sent to the Eastern District of New York (Brooklyn) with certified copy of all documents in court file and certified copy of the docket sheet. (tmn) (Entered: 04/07/2010)   |



